



November 2, 2005

**VIA ELECTRONIC DELIVERY**

Ms. Marlene H. Dortch  
Secretary  
Federal Communications Commission  
445 12<sup>th</sup> Street, S.W.  
Washington, DC 20554

**RE : ET Docket 05-247**

Dear Ms. Dortch:

On November 1, 2005, Joe Sims, Vice President & General Manager, T-Mobile HotSpot (together with Tom Sugrue, Kathleen Ham, and Robert Calaff) met with Bruce Franca, Lauren Van Wazer, Alan Scrimme, Gary Thayer and Nicolas Oros. Consistent with our filings in this docket, we discussed T-Mobile's support for Continental's Petition for Declaratory Ruling to prohibit Massport from preventing the installation of WiFi antennas in the airline clubs at Boston's Logan Airport.

The success and growth of T-Mobile HotSpot service is driven by consumer demand for a reliable and secure WiFi service offering. At present, T-Mobile has 6,400 HotSpot locations at various venues across the country. T-Mobile competes strongly based on a known brand that customers expect will deliver value, security and quality service. Since Massport eliminated our service at Logan Airport, customers have expressed strong dissatisfaction that our service is no longer available. Massport's actions in denying consumers access to our service at Logan Airport contravenes the Commission's policies favoring competition and consumer choice in the market for internet and telecommunications services.

In particular, in its August 2005 Policy Statement, the Commission expressed its strong desire to ensure the open and interconnected nature of the public Internet. Among other fundamental principles, the Policy Statement made clear that "consumers are entitled to competition among network providers, application and service providers, and content providers."<sup>1/</sup> Massport's efforts to prohibit airlines and their customers from reaping the benefits of competition in the market for wireless Internet access and other

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<sup>1/</sup> See "New Principles Preserve and Promote the Open and Interconnected Nature of Public Internet," News Release, FCC 05-151 (rel. Aug. 5, 2005). See also *Comments of Chairman Kevin J. Martin on Commission Policy Statement* (rel. Aug. 5, 2005).

unlicensed wireless services severely threatens realization of this laudable policy goal.  
T-Mobile underscored these views with FCC staff consistent with its filings.

Respectfully submitted,

By: /s/ Thomas J. Sugrue  
Thomas J. Sugrue  
Vice President, Government Affairs

cc: Bruce Franca  
Lauren Van Wazer  
Alan Scrim  
Gary Thayer  
Nicholas Oros